

JS 44 (Rev. 06/17)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Thomas Ronald and Kathleen Ronald

(b) County of Residence of First Listed Plaintiff Bucks

(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Bryan A. George, Esq.

2337 Philmont Ave., Ste 208

Huntingdon Valley, PA 19006 (215)938-8949

DEFENDANTS

Li Liwen and Xiaoyan Tang

County of Residence of First Listed Defendant Mercer

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

Unknown

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|---------------------------------------|---------------------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input checked="" type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

Tort

Brief description of cause:

Motor Vehicle - Personal Injury

VII. REQUESTED IN COMPLAINT:

- ☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

06/19/2018

SIGNATURE OF ATTORNEY OF RECORD

Bryan A. George

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DESIGNATION FORM

(to be used by counsel or pro se plaintiff to indicate the category of the case for the purpose of assignment to the appropriate calendar)

Address of Plaintiff: 5056 KRATZ CARRIAGE ROAD, PIPERSVILLE, PA 18947

Address of Defendant: 130 ARRENTON ROAD, PRINCETON, NJ 08540

Place of Accident, Incident or Transaction: BUCKS COUNTY, PENNSYLVANIA

RELATED CASE, IF ANY:

Case Number: _____ Judge: _____ Date Terminated: _____

Civil cases are deemed related when **Yes** is answered to any of the following questions:

- | | | |
|--|------------------------------|--|
| 1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action of this court? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

I certify that, to my knowledge, the within case ☐ is / ☒ is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: JUNE 19, 2018

43625

Attorney-at-Law / Pro Se Plaintiff

Attorney I.D. # (if applicable)

CIVIL: (Place a ✓ in one category only)

A. Federal Question Cases:

- ☐ 1. Indemnity Contract, Marine Contract, and All Other Contracts
- ☐ 2. FELA
- ☐ 3. Jones Act-Personal Injury
- ☐ 4. Antitrust
- ☐ 5. Patent
- ☐ 6. Labor-Management Relations
- ☐ 7. Civil Rights
- ☐ 8. Habeas Corpus
- ☐ 9. Securities Act(s) Cases
- ☐ 10. Social Security Review Cases
- ☐ 11. All other Federal Question Cases

(Please specify): _____

B. Diversity Jurisdiction Cases:

- ☐ 1. Insurance Contract and Other Contracts
- ☐ 2. Airplane Personal Injury
- ☐ 3. Assault, Defamation
- ☐ 4. Marine Personal Injury
- ☒ 5. Motor Vehicle Personal Injury
- ☐ 6. Other Personal Injury *(Please specify):* _____
- ☐ 7. Products Liability
- ☐ 8. Products Liability – Asbestos
- ☐ 9. All other Diversity Cases

(Please specify): _____

ARBITRATION CERTIFICATION

(The effect of this certification is to remove the case from eligibility for arbitration.)

I, BRYAN A. GEORGE, ESQ, counsel of record or pro se plaintiff, do hereby certify:

☒ Pursuant to Local Civil Rule 53.2, § 3(c) (2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs:

☐ Relief other than monetary damages is sought.

DATE: JUNE 19, 2018

43625

Attorney-at-Law / Pro Se Plaintiff

Attorney I.D. # (if applicable)

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

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Huntingdon Valley, PA 19006
(215)938-8949 F: (609)391-7861
bryanageorge@verizon.net

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

**THOMAS RONALD and
KATHLEEN RONALD**

Plaintiff

v.

**LI LIWEN and
XIAOYAN TANG**

Defendants

:
:
:
:
:
:
:
:
:
:
:

CIVIL NO.:

COMPLAINT

NATURE OF THE ACTION

The cause of action arises out as a result of an automobile accident that occurred on or about December 10, 2016. The Plaintiff was stopped when Defendant, Li Liwen, struck Plaintiff in the rear. This is an action in diversity between citizens of different States.

JURISDICTION AND VENUE

1. The Plaintiffs are citizens of the Commonwealth of Pennsylvania. The Defendants are citizens of the State of New Jersey. The amount in controversy, without interest and costs, exceeds the sum or value specified in 28 USC § 1332. Jurisdiction is conferred upon this Court pursuant to 28 USC § 1331.
2. Venue is proper in this district under 28 USC § 1391 (a) because the events giving rise to this litigation occurred in Pennsylvania.

PARTIES

3. Plaintiffs, Thomas H. Ronald and Kathleen Ronald, are individuals and citizens of the Commonwealth of Pennsylvania residing therein at 5056 Kratz Carriage Road, Pipersville, Pennsylvania 18947.

4. Defendant, Li Liwen, is a citizen of the State of New Jersey residing therein at 130 Arrenton Road, Princeton, New Jersey 08540 and was the operator of the motor vehicle.

5. Defendant, Xiaoyan Tang, is a citizen of the State of New Jersey residing therein at 130 Arrenton Road, Princeton, New Jersey 08540 and is the owner of the motor vehicle involved in this accident.

STATEMENT OF CLAIMS

6. As a result of the negligence of the Defendants, Plaintiff was caused to suffer severe and disabling injuries.

7. The Defendants owned and operated the motor vehicle involved in this accident.

8. At all times material hereto the Defendants acted through their duly authorized agents, servants, workman, and/or employees, who at all times material hereto were acting within the course and scope of that relationship.

9. On or about December 10, 2016, Plaintiff Thomas Ronald was stopped in a line of traffic on Route 313 in Bucks County, Pennsylvania when his vehicle was violently struck in the rear by the motor vehicle operated by Defendant Li Liwen and owned by Defendant Xiaoyan Tang.

COUNT I
THOMAS RONALD V. LI LIWEN and XIAOYAN TANG

10. Plaintiff hereby incorporates by reference the preceding paragraphs of this Complaint as though each were set forth herein at length.

11. As a result of the negligence of Defendants, Plaintiff was caused to sustain injuries in or about his head, neck, back, body, arms, legs, tendons, tissues, nerves and supporting structures along with severe shock to his nerves and nervous system. Plaintiff particularly sustained injuries to his hip requiring replacement, cervical spine, and his shoulder.

12. Plaintiff has been caused to undergo a course of medical treatment to his great detriment loss.

13. Plaintiff has been advised and therefore avers that all of his injuries are of a permanent nature and character.

14. Plaintiff has been caused to suffer pain and suffering and an inability to be involved in his normal daily activities and has sustained a loss of life's pleasures.

15. As a result of the injuries sustained in this incident, Plaintiff may have sustained a loss of earnings and earning capacity.

16. The negligence of the Defendant consisted of, but not limited to the following:

- a. Traveling at a high excessive rate of speed under the circumstances;
- b. Failure to keep an assured clear distance;
- c. Failure to take note of Plaintiff's vehicle on the roadway;
- d. Causing her vehicle to strike Plaintiff's vehicle in the rear while it was at a complete stop;
- e. Failure to observe the rules of the road and the mandates of the Pennsylvania Motor Vehicle Code;
- f. Failure to pay attention and make note of the traffic in front of her.

17. At all times material hereto Defendant Li Liwen was acting as an agent, servant, workman, and/or employee; of Defendant Xiaoyan Tang and as a result thereof Defendant Tang is responsible for the activities of his agent Li Liwen.

18. Alternatively, Defendant Li Liwen was the permissive user of the motor vehicle which was owned by Defendant Xiaoyan Tang.

19. As a result of the negligence of the Defendants, the Plaintiffs have been caused to sustain personal injury and incur medical bills and claims damages in excess of \$75,000.00.

COUNT II
KATHLEEN RONALD v. LILIWEN and XIAOYAN TANG

20. Plaintiff hereby incorporates by reference the preceding paragraphs of this Complaint as though each were set forth herein at length.

21. At all times material hereto Plaintiff Kathleen Ronald was married to Thomas Ronald and as a result of the injuries sustained by Thomas Ronald, Plaintiff Kathleen Ronald has sustained a loss of consortium.

22. As a result of the negligence of the Defendants, the Plaintiffs have been caused to sustain personal injury and incur medical bills and claims damages in excess of \$75,000.00.

REQUESTED RELIEF

WHEREFORE, Plaintiffs, Thomas and Kathleen Ronald, respectfully pray that this Court award the following relief:

- a. Exercise jurisdiction over this matter;
- b. Award Plaintiff damages for past, present and future physical and mental pain and suffering, loss of life's pleasures, medical expenses and lost wages;
- c. Grant such other relief as the Court deems just proper and equitable, all of which is in excess of Seventy -Five Thousand Dollars (\$75,000.00).

Respectfully submitted,

Dated: June 29, 2018


BRYAN A. GEORGE, ESQ.